**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**

**CIVIL APPELLATE JURISDICTION**

**CIVIL APPLICATION NO. 2492 OF 2002**

**IN**

**FIRST APPEAL (ST) NO. 39539 OF 2000**

| Office Notes, Office Memoranda of Coram, appearances, Court's Orders or directions and Registrar's Orders | Court's or Judge's Orders |
|---|---|

Mr. Zavier for the applicant.
Jayesh Vyas for the respondents.

**CORAM: S.B. DESHMUKH, J.**

**October 19, 2006.**

**P.C. :**

. Not on board. Mentioned.

1. Heard learned Counsel Mr. Zavier for the applicant.

2. He seeks extension of time for payment of cost of Rs.3500/- from 5.5.2006 till 6.11.2006. The learned counsel for the respondent submits that order passed by this court dated 7.4.2006 is condition precedent. Cost is imposed while condoning the delay of 8 and 1/2 months. This is a second instance of delay in payment of costs.

3. After hearing the learned

counsel for the parties, in my view, by way of last chance, one opportunity needs to be given to the applicant Corporation to deposit or pay the amount of costs to the extent of Rs.3,500/- on/or before 6.11.2006. In the result, oral motion made by the learned counsel for the applicant is allowed. By way of last chance, the applicant is permitted to deposit cost of Rs.3,500/- in this court or making the payment thereof to the respondent on/or before 6.11.2006. Extension of time from 5.5.2006 till 6.11.2006 is accordingly ordered.

sd/-

(JUDGE)